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16 **IN THE UNITED STATES DISTRICT COURT**  
 17 **FOR THE CENTRAL DISTRICT OF CALIFORNIA**  
 18 **WESTERN DIVISION**

19 HANSEN BEVERAGE COMPANY, a } Case No.: CV 09-031 VBF (AGR)  
 20 Delaware corporation, d/b/a } Hon. Valerie Baker Fairbank  
 21 MONSTER BEVERAGE COMPANY, }  
 22 Plaintiff/Counterdefendant, }  
 23 v. }  
 24 CYTOSPORT, INC., a California }  
 25 corporation, }  
 26 Defendant/Counterclaimant. }  
 27 AND RELATED COUNTERCLAIM }

**[PROPOSED] ORDER  
 GRANTING STIPULATED  
 DISMISSAL**

1 Pursuant to stipulation of the parties through their counsel of record, IT  
2 IS HEREBY ORDERED THAT:

3 1. This Action, including all claims and counterclaims, is hereby  
4 dismissed with prejudice,  
5 2. Hansen's bond in the amount of \$1,300,000.00 shall be released to  
6 Hansen;  
7 3. Each party is to bear its own costs and attorneys' fees;  
8 4. All trial and pre-trial due dates currently scheduled are vacated.

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10 Dated: July 19, 2010

11 9296271



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12 Hon. Valerie Baker Fairbank  
13 United States District Court Judge

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